IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

WP(C).No. 18923 of 2007(C)

OS.641/1966 of PRL.MUNSIFF COURT, CHERTHALA

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PETITIONER:

OUSEPH JOSEPH,
RESIDING AT KOTTORU, KIZHAKKUM MURI,
CHERTHALA.

BY ADV. SRI.V.GIRI

RESPONDENTS:

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1. SONY JOSEPH, S/O. MATHAI JOSEPH,
PUTHUVAL NIKARTHIL, VAYALAR KIZHAKKU VILLAGE,
VAYALAR MURI.

2. TOM JOSEPH, S/O. MATHAI JOSEPH,
-DO- -DO-

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N. KRISHNAN, J.

WP(C).No. 18923 OF 2007 C

Dated this the 20th June, 2007.

JUDGMENT

This writ petition is filed seeking a direction to the Munsiff, Cherthala to dispose of the execution proceedings in O.S.641/1966 within a time limit. I have perused the 'B' diary and other particulars and it appears that an application for issuance of a commission is pending as E.A.398/06. Whatever that may be, the suit is of the year 1966 and certainly the decree holder will have the desire to get the fruits of the decree and it shall not be indefinitely postponed. Therefore the learned Munsiff, Cherthala is directed to dispose of the execution application within a time frame of two months from today. It is made clear that he can also pass appropriate orders in E.A.398/06 after hearing both sides.

M.N.KRISHNAN
Judge

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